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6215.20.00, 6215.90.00.
[FR Doc. 93-797 Filed 1-12-93; 8:45 am]
BILLING CODE 3510-DS-M

[Docket No. 921115-2315]

Market Development Cooperator Program

AGENCY: International Trade Administration (ITA), Commerce.

ACTION: Notice.

SUMMARY: The mission of ITA is to promote U.S. exports and to strengthen the international trade position of the United States. The degree to which ITA can fulfill its mission is enhanced through partnerships with the private sector. To encourage such partnerships, ITA announces a pilot program, the Market Development Cooperator Program, to assist trade associations and nonprofit industry organizations working together with ITA to develop, maintain, and expand foreign markets for nonagricultural goods and services produced in the United States. For purposes of this pilot program, "nonagricultural goods and services" means goods and services other than agricultural products as defined in 7 U.S.C. 451. "Produced in the United States" means having substantial inputs of materials and labor originating in the United States, such inputs constituting at least 50 percent of the value of the good or service to be exported.

The advantage of joint private sector-ITA effort is that it permits the Government and private industry to pool expertise and funds so that each gets more mileage out of its market development resources. Partnerships of this sort also may offer a sharper focus on long-term export market development than do traditional trade promotion activities and serve as a mechanism for improving Government-industry relations.

While the Market Development Cooperator Program is sponsored, guided and funded by the Department of Commerce with a matching requirement by the recipient, applications are expected to develop, initiate and carry out market development project activities. As an active partner, ITA will provide assistance identified by the applicant as being essential to the achievement of project goals and objectives. U.S. industry is best able to assess its problems and needs in the foreign marketplace and to recommend innovative solutions and programs that can be the formula to success in international trade.

Examples of activities that might be included in an applicant's project are described below. No one of these activities or any combination of these activities must be included for a proposal to receive favorable consideration. Applicants are encouraged to purpose activities that (1) would be most appropriate to the market development needs of their industry or industries and (2) display the imagination and innovation of the private sector working in partnership with the Government to obtain the maximum market development impact. **DATES:** Completed applications must be submitted or be postmarked no later than February 12, 1993.

ADDRESSES: To obtain a copy of the application kit, please send a written request with a self-addressed mailing label to Mr. Jerry Morse, Director, Resource Management and Planning Staff, Trade Development/OPCRM, room 3223, HCHB, U.S. Department of Commerce, Washington, DC 20230. Application kits also may be picked up in room 3211, U.S. Department of Commerce, 14th and Constitution Avenue NW., Washington, DC 20230. Only one application kit will be provided to each organization requesting it, but the kit may be reproduced by the requester. All forms necessary to submit an application will be included in the application kit.

Completed applications should be sent to the Office of Planning, Coordination and Resource Management Trade Development, Room 3223, HCHB 14th & Constitution Avenue NW., Washington, DC 20230.

FOR FURTHER INFORMATION CONTACT: Applicants wanting further information on this pilot program should contact Mr. Jerry Morse, Director, Resource Management and Planning Staff, Trade Development, room 3211, HCHB, Washington, DC 20230, (202) 482-1180.

SUPPLEMENTARY INFORMATION:

Program Authority: The Omnibus Trade and Competitiveness Act of 1988, Public Law No. 100-418, title II, section 2303, 102 Stat. 1342, 15 U.S.C. 4723.

Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1993, Public Law No. 102-395, 106 Stat. 1828.

Program Objective: The objective of the Market Development Cooperator Program is to identify promising foreign market opportunities for U.S. exports and to introduce U.S. goods, processes and services to foreign buyers.

Funding Instrument and Project Duration: Since it is anticipated that ITA will be substantially involved in the implementation of each project for

which an award is made, the funding instrument for this pilot program will be a cooperative agreement.

It is contemplated that a minimum of four (4) cooperative agreements will be concluded with eligible entities for this pilot program. Each cooperative agreement will not exceed a total of \$500,000 regardless of the duration of the award. Funds may be expended over the period of time required to complete the scope of work, but not to exceed three years (3) from the date of the award.

The total amount of funds appropriated for this pilot program is \$2.5 million.

Program Priorities: Applicants will be expected to supply two thirds (2/3) of total project costs, with the Federal portion to be one third (1/3). For applications targeting the Newly Independent States (NIS) that made up the former Soviet Union, the Department of Commerce recognizes that there may be extraordinary risk, difficulty and cost involved in developing these markets. Therefore, in unusual circumstances, the Department of Commerce will consider raising the Federal portion of funding for projects emphasizing the NIS up to 50 percent (50%) of proposed eligible project costs. The overall maximum of Department of Commerce funds of \$500,000 per cooperative agreement still applies for NIS projects.

The Department of Commerce will support only the direct costs of each project. Each applicant will support a portion of the direct costs (to be specified in the application) and all of the indirect costs of its project. For purposes of this program, "direct costs" will be defined as personnel, fringe benefits, travel, equipment, supplies, contractual, and other (e.g., rent and furnishings for an overseas office).

A minimum of one half (1/2) of each applicant's support must be in the form of cash. Applicants' support of the non-Federal share may consist of cash or in-kind contributions (goods and services).

Market Development Cooperator Program funds should not be viewed as a replacement for funding from other sources, either public or private. An important goal of this program is to increase the sum of Federal and non-Federal market development activities. This goal can best be achieved by using program funds to encourage new initiatives. In addition to new initiatives, expansion of the scope of an existing project also may qualify for funding consideration. The Department of Commerce will fund such projects as if they are entirely new initiatives, not just the expansion portion of the project

Applicants may charge companies in the industry or other industry organizations reasonable fees to take part in or avail themselves of services provided as part of applicant's projects. Plans to charge fees should be described in detail in the applicant's application.

Eligibility: Trade associations and nonprofit industry organizations are eligible to apply for cooperative agreements under this pilot program.

Eligible entities may join together to submit an application as a joint venture and to share costs. For example, two trade associations representing different segments of a single industry or related industries can pool their resources and submit one application. Foreign businesses and private groups also may join with U.S. organizations to submit applications and to share the costs of proposed projects.

Applications will be accepted from eligible entities representing any industry, subsector of an industry or related industries. Some industries are represented by more than one eligible entity. Each applicant must permit all companies in the industry in question to participate, on equal terms, in all activities that are scheduled as part of a proposed project.

Applications may be targeted for any market in the world. While it is expected that proposed projects will entail an overseas presence, some activities may take place in the United States if it is necessary to the project's success.

Application Requirements: Competitive application kits will be available from the Department of Commerce starting December 1992. Standard Forms 424 (Rev. 4-88), 424A (Rev. 4-88), and 424B (Rev. 4-88), which are required as part of the application, are available from the contact person indicated above. Applicants must submit a signed original and two copies of the application and supporting materials. It is anticipated that it will take 4 weeks to process applications.

Closing Date: The closing date for applications for this pilot program is February 12, 1993.

Credentials/Documentation: Eligible entities desiring to participate in this pilot program must demonstrate the ability to provide a competent, experienced staff and other resources to assure adequate development, supervision and execution of the proposed project activities. Applicants also should describe in detail all assistance expected from the Department of Commerce or other Federal Government agencies to

implement project activities successfully.

Each applicant must also provide a description of the membership of the eligible entity, the degree to which the entity represents the industry or industries in question, and the role, if any, foreign membership plays in the affairs of the eligible entity.

Applicants should summarize both the recent history of their industry or industries' competitiveness in the international marketplace and the export promotion history of the eligible entity or entities submitting the application.

Project Plans: Developing a project plan requires solid background research. Applicants should study, and applications should reflect such study of the following:

1. The market potential of the good or service to be promoted in a particular market(s);
2. The competition from host-country and third-country suppliers, and
3. The economic situation and prospects that bear upon the ability of a country to import the good or service.

Applicants also should present in their applications an assessment of industry resources that can be brought to bear for developing a market; the industry's ability to meet potential market demand expeditiously; and the industry's after-sales service capability in a particular foreign market(s).

After describing their complete basic research, applicants should develop marketing plans that set forth the overall objectives of the projects and the specific activities applicants will undertake as part of these projects. Applications should display the imagination and innovation of the private sector working in partnership with the Government to obtain the maximum market development impact.

Examples of Activities that Might Be Included in Applicant Applications: The following are examples of activities which might be included in an application. No one of these activities or any combination of these activities must be included for an application to receive favorable consideration. Applicants are encouraged to propose activities that would be most appropriate to the market development needs of their industry or industries:

- (1) Opening an overseas office or offices to perform a variety of market development services for companies joining a consortium to avail themselves of such services (such an office should not duplicate the programs or services of the U.S. and Foreign Commercial Service (US&FCS) post(s) in the region);

- (2) Detailing a private sector individual to a US&FCS post in accordance with 15 U.S.C. 4723(c);

- (3) Entering into a contract with a bona fide market research company to conduct detailed, product-specific market research;

- (4) Assigning industry specialists to work with Department of Commerce/ U.S. Executive Director Procurement Liaison Offices at the Multilateral Development Banks to seek out and develop procurement opportunities;

- (5) Underwriting the cost of overseas market research or participation in overseas trade exhibitions and trade missions, or covering the expenses of reverse trade missions and/or foreign buyer group travel to domestic trade shows;

- (6) Overseas product demonstrations;
- (7) Seminars in the United States or in the market(s) to be developed;

- (8) Technical trade servicing which helps overseas buyers to choose the right U.S. good or service and to use the good for service efficiently;

- (9) Joint promotions with foreign customers;

- (10) Training of foreign nationals to perform after-sales service or to act as distributors;

- (11) Working with organizations in the foreign marketplace responsible for setting standards and for product testing to improve market access; and

- (12) Publishing an export resource guide or an export product directory for the industry or industries in question.

Evaluation Criteria: The Department of Commerce is interested in projects that demonstrate the possibility of both significant results during the project period and lasting benefits extending beyond the project period. To that end, consideration for financial assistance under the Market Development Cooperator Program will be based upon the following evaluation criteria:

- (1) Anticipated increase in U.S. exports generated by the proposed expenditure of funds, including criteria for quantitative measurement and evaluation;

- (2) Degree to which a project has a multiplier effect whereby industry and Government working in partnership can maximize outreach to companies capable of expanding into new markets or capable of increasing market share in present markets;

- (3) Export potential of the good(s) or service(s) to be promoted;

- (4) Probability of success in maintaining or increasing exports of the subject U.S. good(s) or service(s);

- (5) Compatibility with U.S. trade and commercial policy;

- (6) Willingness and ability of the applicant to back up promotional

activities with aggressive marketing and after-sales service;

(7) Intent and capability of the applicant to enlist the participation of small and medium size American companies in consortia and activities that are to be part of the proposed project;

(8) Size of the cash portion of the applicant's funding for the proposed project;

(9) Probability that the project can be continued on a self-sustained basis after the completion of the award;

(10) Creativity and innovation displayed by the work plan while at the same time being realistic;

(11) Institutional capacity of the applicant to carry out the work plan; and

(12) Reasonableness of the itemized budget for project activities.

Evaluation criteria 1-3 are of utmost importance in the selection process and will be worth 55 out of a possible 100 points as follows:

Criterion #1—maximum 25 points

Criterion #2—maximum 15 points

Criterion #3—maximum 15 points

Evaluation criteria 4-12 together will be worth a total of 45 points. Evaluation criteria 4-12 will be weighted equally.

Additional Requirements: All applicants are advised of the following:

1. Past Performance—Unsatisfactory performance under prior Federal awards may result in an application not being considered for funding.

2. Preaward Activities—If applicants incur any costs prior to an award being made, they do so solely at their own risk of not being reimbursed by the Government. Notwithstanding any verbal assurance that they may have received, there is no obligation on the part of the Department of Commerce to cover pre-award costs.

3. No Obligation for Future Funding—If an application is selected for funding, the Department of Commerce has no obligation to provide any additional future funding in connection with that award. Renewal of an award to increase funding or extend the period of performance is at the total discretion of the Department of Commerce.

4. Delinquent Federal Debts—No award of Federal funds shall be made to an applicant who has an outstanding delinquent Federal debt until either:

(A) The delinquent account is paid in full;

(B) A negotiated repayment schedule is established and at least one payment is received; or

(C) Other arrangements satisfactory to the Department of Commerce are made.

5. Intergovernmental Review—

Executive Order 12372

"Intergovernmental Review of Federal Programs" does not apply to this program.

6. Name Check Review—All non-profit and for-profit applicants are subject to a name check review process. Name checks are intended to reveal if any key individuals associated with the applicant have been convicted of or are presently facing criminal charges such as fraud, theft, perjury, or other matters which significantly reflect on the applicant's management honesty or financial integrity.

7. Primary Applicant Certifications—Primary applicants must submit a completed Form CD-511, "Certifications Regarding Debarment, Suspension and Other Responsibility Matters; Drug Free Workplace Requirements and Lobbying." In addition, applicants are advised that:

A. Nonprocurement Debarment and Suspension—Prospective participants (as defined at 15 CFR part 26, section 105) are subject to 15 CFR part 26, "Nonprocurement Debarment and Suspension" and the related section of the certification form.

B. Drug Free Workplace—Grantees (as defined at 15 CFR part 26, section 605) are subject to 15 CFR part 26, subpart F, "Government-wide Requirements for Drug-Free Workplace (Grants)" and the related section of the certification form.

C. Anti-Lobbying—Persons (as defined at 15 CFR part 28, section 105) are subject to the lobbying provisions of 31 U.S.C. 1352, "Limitations on use of appropriated funds to influence certain Federal contracting and financial transactions," and the lobbying section of the certification form which applies to applications/bids for grants, cooperative agreements, and contracts for more than \$100,000, and loans and loan guarantees for more than \$150,000, or the single family maximum mortgage limit for affected programs, whichever is greater; and

D. Anti-Lobbying Disclosures—Any applicant that has paid or will pay for lobbying using any funds must submit an SF-LLL, "Disclosure of Lobbying Activities," as required under 15 CFR part 28, Appendix B.

8. Lower Tier Certifications—Recipients shall require applicants/bidders for subgrants, contracts, subcontracts, or other lower tier covered transactions at any tier under the award to submit, if applicable, a completed Form CD-512, "Certifications Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion—Lower Tier Covered Transactions and Lobbying" and disclosure form, SF-LLL, "Disclosure of Lobbying Activities." Form CD-512 is intended for the use of

recipients and should not be transmitted to the Department of Commerce. SF-LLL submitted by any tier recipient or subrecipient should be submitted to the Department of Commerce in accordance with the instructions contained in the award document.

9. False Statements—A false statement on the application is grounds for denial or termination of funds and grounds for possible punishment by a fine or imprisonment as provided in 18 U.S.C. 1001.

10. Federal Policies and Procedures—Recipients and sub recipients are subject to all applicable Federal laws and Federal and Departmental policies, regulations, and procedures applicable to Federal financial assistance awards.

Classification: This notice does not constitute a major rule within the meaning of section 1(b) of Executive Order 12291 because it is not likely to result in an annual effect on the economy of \$100 million or more; a major increase in costs of prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions; or significant adverse effects on competition, employment, investment, productivity, innovation, or on the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets. Accordingly, a Regulatory Impact Analysis was not required or prepared.

The requirements of section 553 of the Administrative Procedure Act (5 U.S.C. 553) including having to give notice and an opportunity for comment do not apply to this notice because the notice relates to grants, benefits or contracts. Since notice and an opportunity to comment are not required under any other statute, a Regulatory Flexibility Analysis is not required under the Regulatory Flexibility Act and was not prepared.

The Department of Commerce has determined that the Federal assistance covered by this notice not significantly affect the quality of the human environment. Therefore, no draft or final Environmental Impact Statement has been or will be prepared.

This notice does not contain policies with Federalism implications sufficient to warrant preparation of a Federalism assessment under Executive Order 12612.

Dated: January 7, 1993.

Jerry Morse,

Director, Resource Management and Planning Staff, Trade Development.

[FR Doc. 93-726 Filed 1-12-93; 8:45 am]

BILLING CODE 3510-DR-M

National Oceanic and Atmospheric Administration

Threatened Marine Mammals; Steller Sea Lion; Buffer Area Exemption

AGENCY: National Marine Fisheries Service (NMFS), NOAA, Commerce.

ACTION: Notice of exemption determination.

SUMMARY: The Alaska Regional Office, NMFS, has received and granted a request from Dr. George L. Hunt, Jr., of the University of California, Irvine, for an exemption to allow passage into the 3-nautical-mile buffer zones around the Buldir Island, Kiska Island, Ayugadak Point, Ulak Island, and Semisopochnoi Island Steller sea lion rookeries. The request is to continue National Science Foundation-supported seabird research that cannot be accomplished without entering the buffer areas.

EFFECTIVE DATE: January 13, 1993.

FOR FURTHER INFORMATION CONTACT: Dr. Steven Zimmerman, Alaska Region, National Marine Fisheries Service, P.O. Box 21668, Juneau, AK 99802 (907-586-7235).

SUPPLEMENTARY INFORMATION:

Background

On November 26, 1990, NMFS published a final rule (55 FR 49204) that listed the Steller (northern) sea lion as a threatened species under the Endangered Species Act (16 U.S.C. 1531-1543). That rule contained several protective regulations codified at 50 CFR 227.12(a), including the establishment of buffer zones around 35 sea lion rookeries in the Gulf of Alaska, Bering Sea and Aleutian Islands. These buffer zones prohibit the approach of any vessel within 3 nautical miles (nm) (5.5 km) of these rookeries or the approach of any person on land not privately owned within one-half statutory mile (0.8 km) or within sight of a listed rookery site, whichever is greater.

The final rule gave the Director, Alaska Region, NMFS (Regional Director), with the concurrence of the Assistant Administrator for Fisheries, NOAA (Assistant Administrator), the authority to grant exemptions to the prohibitions of 50 CFR 227.12(a)(6). Exemptions allowing entry into buffer zones may be granted only if (1) the activity will not have a significant adverse impact on Steller sea lions; (2) the activity has been conducted historically and traditionally in the buffer zones; and (3) there is no readily available and acceptable alternative to, or site for, the activity.

In a letter dated October 28, 1992, Dr. George L. Hunt, Jr., submitted a request to the Regional Director for an exemption to allow passage into the buffer zones around the Buldir Island, Kiska Island, Ayugadak Point, Ulak Island, and Semisopochnoi Island Steller sea lion rookeries. The request is to continue National Science Foundation-supported seabird research that cannot be accomplished without entering the buffer areas. Information supplied by Dr. Hunt in his letter, and in discussions with NMFS staff, indicates that the request meets the conditions required for granting exemptions:

(1) Steller sea lions on these islands will not be disturbed by the research activity. The proposed research is to document the distribution and abundance of foraging auklets, using the R/V *Alpha Helix*. No rookery approaches from land are proposed. To ensure that Steller sea lions will not be disturbed, the research vessel will be required to remain at least 0.5 nm from the boundary of Steller sea lion rookeries at all times.

(2) The proposed research is a continuation of a long-term study, and thus, there is historical precedent for this action.

(3) There are no reasonable and feasible alternatives for the proposed activity. Auklet colonies are located on only a few of the Aleutian Islands, and these birds forage in a limited number of areas. The research cannot be relocated to an area where there are no sea lion rookeries. Also, researchers need to sample the same locations where past work was conducted to assess seasonal or annual changes in foraging patterns, and to achieve research goals.

For these reasons, the Regional Director recommended granting these exemptions and the Assistant Administrator concurs. In a letter of authorization to Dr. Hunt, the Regional Director stressed that authority is granted solely to obtain necessary observations related to this seabird research project. Research vessels must not approach within 0.5 nm of the sea lion rookeries, and are requested to stay as far away from the rookeries as possible. No disruption or disturbance of sea lions on the rookeries is authorized.

NMFS has determined that the proposed action is likely to cause only minimal disruption in normal sea lion behavior and is not likely to imperil the survival or impede the recovery of Steller sea lions. The maintenance of a 0.5-nm minimum approach within the buffer zones, in conjunction with other

existing regulations, is expected to provide adequate protection for Steller sea lions.

Dated: January 7, 1993.

Nancy Foster,

Acting Deputy Assistant Administrator for Fisheries.

[FR Doc. 93-717 Filed 1-12-93; 8:45 am]

BILLING CODE 3510-22-M

DEPARTMENT OF DEFENSE

Department of the Air Force USAF Scientific Advisory Board; Meeting

The USAF Scientific Advisory Board (SAB) Ad Hoc Committee on GPS Integrity and Denial will meet from 8 a.m. to 5 p.m. on 9-10 February 1993 at USSPACECOM and AFSPACCOM, Colorado Springs, Colorado.

The purpose of this meeting is to receive information briefings on GPS capabilities, threats, potential vulnerabilities and program impacts. The meeting will be closed to the public in accordance with section 552b(c) of title 5, United States Code, specifically subparagraphs (1) and (4).

For further information, contact the SAB Secretariat at (703) 697-8404.

Patsy J. Conner,

Air Force Federal Register Liaison Officer

[FR Doc. 93-678 Filed 1-12-93; 8:45 am]

BILLING CODE 3910-01-M

Department of the Army

Armed Forces Epidemiological Board; Open Meeting

AGENCY: Armed Forces Epidemiological Board, DOD.

ACTION: Notice of open meeting.

1. In accordance with section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-462) announcement is made of the following committee meeting:

NAME OF THE COMMITTEE: Armed Forces Epidemiological Board, DOD.

DATES OF THE MEETING: 25-26 February 1993.

TIME: 0800-1600.

PLACE: Ramada Renaissance, Washington/Dulles.

PROPOSED AGENDA: 25-26 February 1992—Service preventive medicine reports, HIV education, influenza vaccine for 1993-1994 influenza season.

2. This meeting will be open to the public but limited by space accommodations. Any interested person may attend, appear before or file statements with the committee at the time and in the manner permitted by the

committee. Interested persons wishing to participate should advise the Executive Secretary, AFEB, Skyline Six, 5109 Leesburg Pike, room 667, Falls Church, VA 22041-3258.

Gregory D. Showalter,
Alternate Army Federal Register Liaison
Officer.

[FR Doc. 93-723 Filed 1-12-93; 8:45 am]
BILLING CODE 3710-08-M

DEPARTMENT OF EDUCATION

Fund for the Improvement and Reform of Schools and Teaching; Board Meeting

AGENCY: Fund for the Improvement and Reform of Schools and Teaching Board, Education.

ACTION: Notice of an open meeting.

SUMMARY: This notice sets forth the schedule and agenda of an open meeting of the Fund for the Improvement and Reform of Schools and Teaching Board. This notice also describes the functions of the Board. Notice of this meeting is required under section 10(a)(2) of the Federal Advisory Committee Act. This document is intended to notify the general public of their opportunity to attend.

DATES AND TIMES: January 28, 1993, 9 a.m.-5 p.m.; January 29, 1993, 9 a.m.-12 p.m.

ADDRESSES: Hyatt Regency Washington, 400 New Jersey Avenue, NW., Washington, DC 20001.

FOR FURTHER INFORMATION CONTACT: Paula Shipp, Fund for the Improvement and Reform of Schools and Teaching, U.S. Department of Education, 555 New Jersey Avenue, NW., room 522, Washington, DC 20208-5524, (202) 219-1496.

SUPPLEMENTARY INFORMATION: The Fund for the Improvement and Reform of Schools and Teaching (FIRST) Board was established under section 3231 of the Hawkins-Stafford Elementary and Secondary School Improvement Amendments of 1988 (Pub. L. 100-297). The Board was established to advise the Secretary concerning developments in education that merit his attention; identify promising initiatives to be supported under the authorizing legislation; and advise the Secretary and the Director of FIRST on the selection of projects under consideration for support, and on planning documents, guidelines and procedures for grant competitions carried out by FIRST.

The meeting of the FIRST Board will be open to the public. On January 28, 1993, the Board will introduce its new

members and approve the minutes from the September meeting. The agenda will include an update on World Class Standards and related initiatives to develop curriculum frameworks and improved assessments. Time will be allotted for Q&A's.

The Board will also discuss, and the FIRST Family School Partnership—Pre-application process, and an update on the recently funded FIRST Projects. These discussions will continue on January 29, 1993. The meeting will conclude with a discussion of the upcoming agenda for and date of the next Board meeting.

Records are kept of all Board proceedings, and are available for public inspection at the office of the Fund for the Improvement and Reform of Schools and Teaching, U.S. Department of Education, 555 New Jersey, NW., room 522, Washington, DC 20208-5524, from the hours of 8:30 a.m. to 5 p.m.

Dianne Ravitch,
Assistant Secretary for Educational Research and Improvement.

[FR Doc. 93-722 Filed 1-12-93; 8:45 am]
BILLING CODE 4000-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket Nos. ES93-17-000, et al.]

Electric Rate, Small Power Production, and Interlocking Directorate Filings; Glen Park Associates Limited Partnership, et al.

Take notice that the following filings have been made with the Commission:

1. Glen Park Associates Limited Partnership

[Docket No. ES93-17-000]
January 4, 1993.

Take notice that on December 30, 1992, Glen Park Associates Limited Partnership (Glen Park) filed an application with the Federal Energy Regulatory Commission under section 204 of the Federal Power Act requesting authorization for blanket prior approval to issue securities and to assume obligations with respect to securities. Glen Park's filing relies upon the Commission's action in Alternative Energy, Inc., Docket No. ES91-30-000, 56 FERC ¶61,270 (1991).

Glen Park is a New York limited partnership and owns and operates the 32.4 MW Glen Park Hydroelectric Project (FERC No. 4796) located on the Black River in Jefferson County, New York. The output of the project is sold

to Niagara Mohawk Power Corporation pursuant to long term power sale contract which has previously been accepted for filing by this Commission.

Comment date: January 29, 1993, in accordance with Standard Paragraph E at the end of this notice.

2. Consolidated Edison Company of New York, Inc.

[Docket No. ES93-305-000]
January 5, 1993.

Take notice that on December 30, 1992, Consolidated Edison Company of New York, Inc. (Con Edison) tendered for filing a Supplement to Con Edison Rate Schedule FERC No. 94 for transmission service for the Long Island Lighting Company (LILCO). The Rate Schedule provides for transmission of power and energy from the New York Power Authority's Blenheim-Gilboa station. The Supplement provides for a decrease in annual revenues under the Rate Schedule by a total of \$106,215. Con Edison has requested waiver of notice requirements so that the Supplement can be made effective as of July 1, 1992.

Con Edison states that a copy of this filing has been served by mail upon LILCO.

Comment date: January 21, 1993, in accordance with Standard Paragraph E at the end of this notice.

3. Consolidated Edison Company of New York, Inc.

[Docket No. ER93-290-000]
January 5, 1993.

Take notice that on December 21, 1992, Consolidated Edison Company of New York, Inc. (Con Edison) tendered for filing a Supplement to its Rate Schedule FERC No. 105, an agreement to provide transmission service for Orange and Rockland Utilities, Inc. (O&R). The Supplement provides for a decrease in the monthly transmission charge from \$0.83 to \$0.79 per kilowatt thus decreasing annual revenues under the Rate Schedule by a total of \$60,000.00. Con Edison has requested waiver of notice requirements so that the decrease can be made effective as of July 1, 1992.

Con Edison states that a copy of this filing has been served by mail upon O&R.

Comment date: January 20, 1993, in accordance with Standard Paragraph E at the end of this notice.

4. Enter Power, Inc.

[Docket No. ER93-291-000]
January 5, 1993.

Take notice that Entergy Power, Inc. (Entergy Power), on December 22, 1992

tendered for filing two Notices of Cancellation for two short term sales of capacity and associated energy to the Tennessee Valley Authority.

Entergy Power requests an effective date of August 3, 1992 for the Notice of Cancellation for Entergy Power Rate Schedule FERC No. 6 (including Supplement No. 1). Entergy Power requests an effective date of September 1, 1992 for the Notice of Cancellation for Entergy Power Rate Schedule FERC No. 7 (including Supplement No. 1). Entergy Power requests waiver of the Commission's notice requirements under § 35.15 of the Commission's Regulations.

Comment date: January 20, 1993, in accordance with Standard Paragraph E at the end of this notice.

5. Boston Edison Company

[Docket No. ER86-645-006]

January 5, 1993.

Take notice that on December 4, 1992, Boston Edison Company of Boston, Massachusetts submitted for filing additional information to supplement its June 15, 1992 filing to comply with Opinion Nos. 350 and 350-A issued on July 9, 1990 and April 14, 1992, respectively (52 FERC ¶ 61,010; 59 FERC ¶ 61,062). This submittal was made in response to a November 4, 1992 letter order of the Commission.

Boston Edison states that it has served copies of the submittal on all persons listed on the official service list in the proceeding.

Comment date: January 20, 1993, in accordance with Standard Paragraph E at the end of this notice.

6. Baltimore Gas and Electric Co.

[Docket No. ER93-93-000]

January 6, 1993.

Take notice that on December 30, 1992, Baltimore Gas and Electric Company (BG&E) tendered for filing an Amendment to its October 30, 1992 filing of the System Energy Sales Agreement between Baltimore Gas and Electric Company (BG&E) and the Long Island Lighting Company (LILCO) in the above captioned docket. The Amendment consists of changes to section 6a of the Agreement.

BG&E has requested waiver of the Commission's notice requirements to allow an effective date of November 2, 1992 as originally requested.

Copies of the filing were served on the Maryland and New York Public Service Commission.

Comment date: January 21, 1993, in accordance with Standard Paragraph E at the end of this notice.

7. Milford Power Limited Partnership

[Docket No. ER93-304-000]

January 6, 1993.

Take notice that Milford Power Limited Partnership (Milford), on December 30, 1992, tendered for filing proposed changes in its Rate Schedule FERC No. 1.

The proposed change to Milford's rate formulae was required to accommodate a change in the gas supply arrangements for the Milford Project. The proposed change in Milford's rate of formulae is expected to have a *de minimis* effect on Milford's revenues.

A copy of the filing was served upon New England Power Company.

Comment date: January 21, 1993, in accordance with Standard Paragraph E at the end of this notice.

8. Ohio Power Co.

[Docket Nos. ER82-553-006; ER82-554-006]

January 6, 1993.

Take notice that on December 29, 1992, Ohio Power Company (OPCo) tendered for filing a proposed plan for repayment of amounts owed to OPCo by its Municipal Resale Electric Service customers and Wheeling Power Company pursuant to the Commission's Order issued in Docket No. ER82-553-004 and ER82-554-004.

Copies of the filing were served upon Wheeling Power Company, the Public Service Commission of West Virginia, the affected municipal customers, the Public Utilities Commission of Ohio and other parties of record.

Comment date: January 21, 1993, in accordance with Standard Paragraph E at the end of this notice.

9. Northern States Power Company (Minnesota) and Northern States Power Company (Wisconsin)

[Docket No. ER93-135-000]

January 6, 1993.

Take notice that on December 30, 1992, Northern States Power Company (Minnesota) and Northern States Power Company (Wisconsin) (jointly NSP Companies) tendered for filing a certain Transmission Services Agreement entered into by the NSP Companies pursuant to the Settlement Tariff portion of the NSP Companies FERC Electric Tariff, Original Volume No. 1. This administrative filing was required under the Federal Energy Regulatory Commission's Policy Statement issued October 9, 1992, regarding filing of service agreements under tariffs of general applicability.

The NSP Companies request acceptance for filing of a standard form Transmission Services Agreement with the Wisconsin Public Power, Inc.

SYSTEM (WPPI) effective November 1, 1991. The proposed Agreement supersedes the executed agreement with WPPI executed under NSP's original October 1990 Tariff, and replaces the unexecuted draft Settlement Tariff agreement contained in NSP's initial filing. The amendment also provides certain corrections and additional information supplementing the initial filing.

Comment date: January 21, 1993, in accordance with Standard Paragraph E at the end of this notice.

10. Minnesota Power & Light Co.

[Docket No. ER93-289-000]

January 6, 1993.

Take notice that on December 21, 1992, Minnesota Power & Light Company (MP&L) tendered for filing an Amendment, dated November 24, 1992, to the Electric Service Agreement between MP&L and Dahlberg Light and Power Company. The Amendment provides, among other things, for a ten year extension of the Agreement, through December 31, 2004.

Comment date: January 21, 1993, in accordance with Standard Paragraph E at the end of this notice.

11. Central Vermont Public Service Corp.

[Docket No. ER93-302-000]

January 6, 1993.

Take notice that on December 29, 1992, Central Vermont Public Service Corporation (Central Vermont or the Company) tendered for filing with the Federal Energy Regulatory Commission (the Commission) notification that the Company would continue to provide service pursuant to an Option Power Sales Agreement and Amended Distribution Service Agreement (the Agreement) between Central Vermont and the State of Vermont Department of Public Service which was filed and approved previously in Docket No. ER90-151-000. Central Vermont states that the Agreement expired in accordance with its terms on October 31, 1993, and requests waiver of the Commission's regulations in order to permit the notification of the customer's desire to continue to receive service thereafter in accordance with the rates, terms and conditions of the Agreement to be effective as of that date, and the Company's willingness to provide such service.

Comment date: January 21, 1993, in accordance with Standard Paragraph E at the end of this notice.

12. Philadelphia Electric Co.

[Docket No. ER93-301-000]

January 6, 1993.

Take notice that on December 29, 1992, Philadelphia Electric Company (PE) tendered for filing under section 205 of the Federal Power Act and part 35 of the regulations issued thereunder, an Agreement between PE and Long Island Lighting Company (LILCO) dated December 22, 1992.

PE states that the Agreement sets forth the terms and conditions for the sale of system energy which it expects to have available for sale from time to time and the purchase of which will be economically advantageous to LILCO. In order to optimize the economic advantage to both PE and LILCO, PE requests that the Commission waive its customary notice period and permit the agreement to become effective on January 1, 1993.

PE states that a copy of this filing has been sent to LILCO and will be furnished to the Pennsylvania Public Utility Commission and the New York Public Service Commission.

Comment date: January 21, 1993, in accordance with Standard Paragraph E at the end of this notice.

13. Pacific Gas and Electric Co.

[Docket No. ER93-154-000]

January 6, 1993.

Take notice that on December 31, 1992, Pacific Gas and Electric Company (PG&E) tendered for filing a request for deferment. On December 22, 1992, FERC staff requested additional information for the 31 Agreements previously filed in this docket with FERC on November 17, 1992 in response to the Commission's "Supplemental Order Rescinding Refund Obligation and Announcing Additional 30-Day Amnesty Period for the Filing of Jurisdictional Agreements Involving Contributions in Aid of Construction". In order to allow sufficient time for PG&E to gather this information, PG&E is requesting a deferment of (1) the lesser of 90 days from December 22, 1992 or (2) the end of any new amnesty period that may result from the technical conference scheduled for January 28, 1993 in Docket No. PL93-2-000.

Comment date: January 21, 1993, in accordance with Standard Paragraph E at the end of this notice.

14. PacifiCorp

[Docket No. ER93-25-000]

January 6, 1993.

Take notice that PacifiCorp on December 30, 1992, tendered for filing in accordance with 18 CFR part 35 of

the Commission's Rules and Regulations, an amended filing to this docket.

Copies of this filing were supplied to Bonneville and the Public Utility Commission of Oregon.

Comment date: January 21, 1993, in accordance with Standard Paragraph E at the end of this notice.

15. Midwest Power Systems Inc.

[Docket No. ER93-10-003]

January 6, 1993.

Take notice that on October 28, 1992, Midwest Power Systems Inc. (Midwest) filed an application with the Federal Energy Regulatory Commission under section 204 of the Federal Power Act requesting authorization to issue not more than \$750 million principal amount of General Mortgage Bonds and/or Medium-Term Notes and the guarantee of the issuance and sale of Pollution Control Revenue Bonds. Also, Midwest requested exemption from the Commission's competitive bidding regulations. The filing was noticed on November 3, 1992, with no comments or protests being filed. By letter orders dated December 2, 1992 and December 11, 1992, the Chief Accountant authorized the requests.

On January 5, 1993, Midwest filed an amendment with the Federal Energy Regulatory Commission under section 204 of the Federal Power Act requesting authorization for exemption from compliance with the negotiated placement requirements at 18 CFR 34.2(b)(2)(i)(B) of the Commission's regulations under the Federal Power Act.

Comment date: January 14, 1993, in accordance with Standard Paragraph E at the end of this notice.

Standard Paragraphs

E. Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). All such motions or protests should be filed on or before the comment date. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the

Commission and are available for public inspection.

Lois D. Cashell,

Secretary.

[FR Doc. 93-700 Filed 1-12-93; 8:45 am]

BILLING CODE 6716-01-M

[Docket Nos. ER93-116-000, et al.]

Puget Sound Power & Light Co.; Electric Rate, Small Power Production, and Interlocking Directorate Filings

December 31, 1992.

Take notice that the following filings have been made with the Commission:

1. Puget Sound Power & Light Co.

[Docket No. ER93-116-000]

Take notice that on December 24, 1992, Puget Sound Power & Light Company tendered for filing additional information concerning its earlier filing in this docket.

Comment date: January 14, 1993, in accordance with Standard Paragraph E at the end of this notice.

2. Arroyo Energy, Limited Partnership

[Docket No. QF92-179-000]

On December 28, 1992, Arroyo Energy, Limited Partnership (Applicant), tendered for filing an amendment to its filing in this docket.

The amendment provides additional information pertaining to the ownership structure of its proposed cogeneration facility. No determination has been made that the submittal constitutes a complete filing.

Comment date: January 14, 1993, in accordance with Standard Paragraph E at the end of this notice.

3. Puget Sound Power & Light Co.

[Docket No. ER93-119-000]

Take notice that on December 18, 1992, Puget Sound Power & Light Company tendered for filing additional information concerning its earlier filing in this docket of an agreement with Pacific Gas and Electric Company for seasonal exchange of capacity and associated energy.

Comment date: January 14, 1993, in accordance with Standard Paragraph E at the end of this notice.

4. Puget Sound Power & Light Co.

[Docket No. ER93-117-000]

Take notice that on December 24, 1992, Puget Sound Power & Light Company tendered for filing additional information concerning its earlier filing in this docket.

Comment date: January 14, 1993, in accordance with Standard Paragraph E at the end of this notice.

Standard Paragraphs

E. Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). All such motions or protests should be filed on or before the comment date. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,

Secretary.

[FR Doc. 93-701 Filed 1-12-93; 8:45 am]

BILLING CODE 6717-01-M

Notice of Application Filed with the Commission

January 7, 1993

Take notice that the following hydroelectric application has been filed with the Federal Energy Regulatory Commission and is available for public inspection.

a. *Type of Application:* Request for Extension of Time to Commence Project Construction.

b. *Project No.:* 6641-025.

c. *Date Filed:* December 16, 1992.

d. *Applicants:* The City of Marion, Kentucky and Smithland Hydroelectric Partners.

e. *Name of Project:* Smithland Lock and Dam Hydro Project.

f. *Location:* In Livingston County, Kentucky, on the Ohio River.

g. *Filed Pursuant to:* Section 1701(c)(3) of the Energy Policy Act of 1992, Public Law No. 102-486.

h. *Applicant Contacts:* J. Pierce, Smithland Hydro Partners, 120 Calumet Court, Aiken, SC 29801, (803) 648-0276. Louis Rosenman, Attorney, c/o City of Marion, Kentucky and Smithland Hydroelectric Partners 1725 DeSales Street, NW., Suite 800, Washington, DC 20036, (202) 659-6568.

i. *FERC Contact:* Mr. Lynn R. Miles, (202) 219-2671.

j. *Comment Date:* February 5, 1993.

k. *Description of the Request:*

Pursuant to Section 1701(c)(3) of the Energy Policy Act of 1992, Public Law No. 102-486, the licensee requests that the deadlines for the acquisition of real

property and the commencement of construction on FERC Project No. 6641 be extended to June 29, 1996, and the deadline for the completion of construction be extended to June 29, 2000. The licensee states that it has diligently pursued the development of the project and has invested over \$1,000,000 in this effort. The licensee further contends that the U.S. Army Corps of Engineers proposed construction and operation of a prototype Wicket Gate Test Facility at the project site conflicts with the construction of Project No. 6641, due to identical sites and overlapping construction schedules.

1. This notice also consists of the following standard paragraphs: B, C, and D2.

B. *Comments, Protests, or Motions to Intervene*—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

C. *Filing and Service of Responsive Documents*—Any filings must bear in all capital letters the title "COMMENTS,"

"RECOMMENDATIONS FOR TERMS

AND CONDITIONS," "NOTICE OF

INTENT TO FILE COMPETING

APPLICATIONS," "COMPETING

APPLICATIONS," "PROTEST" or

"MOTION TO INTERVENE," as

applicable, and the project number of

the particular application to which the

filing is in response. Any of these

documents must be filed by providing

the original and the number of copies

required by the Commission's

regulations to: The Secretary, Federal

Energy Regulatory Commission, 825

North Capitol Street, NE., Washington,

DC 20426. An additional copy must be

sent to: The Director, Office of

Hydropower Licensing, Division of

Project Compliance and Administration,

Federal Energy Regulatory Commission,

ATTN: HL-21, room 1148 UCP, at the

above address. A notice of intent,

competing application, or motion to

intervene must also be served upon each

representative of the applicant specified

in the particular application.

D2. *Agency Comments*—The

Commission invites federal, state, and

local agencies to file comments on the described application. (Agencies may obtain a copy of the application directly from the applicant). If an agency does not file comments within the time specified for filing comments, the Commission will presume that the agency has none. One copy of an agency's comments must also be sent to the applicant's representatives.

Lois D. Cashell,

Secretary.

[FR Doc. 92-702 Filed 1-12-92; 8:45 am]

BILLING CODE 6717-01-M

[Docket Nos. CP93-129-000, et al.]

Texas Eastern Transmission Corp. et al.; Natural Gas Certificate Filings

Take notice that the following filings have been made with the Commission:

1. *Texas Eastern Transmission Corp.*

[Docket No. CP93-129-000]

January 4, 1993.

Take notice that on December 23, 1992, Texas Eastern Transmission Corporation (Texas Eastern), 5400 Westheimer Court, Houston, Texas 77056-5310, filed in Docket No. CP93-129-000 a request pursuant to § 157.205 of the Commission's Regulations to add an existing delivery point to an existing service agreement with Libra Marketing Company (Libra) at an interconnection with Libra in San Patricio County, Texas under Texas Eastern's blanket certificate issued in Docket No. CP82-535-000, pursuant to section 7 of the Natural Gas Act, all as more fully set forth in the request on file with the Commission and open to public inspection.

Texas Eastern proposes to add existing 6-inch tap connection on its 6-inch No. 16-L in San Patricio County, Texas. Texas Eastern would add the existing delivery point to the amended service agreement dated August 31, 1992, for service to Libra under Texas Eastern's Rate Schedule IT-1. Texas Eastern states that the peak and average day deliveries at the delivery point would be 100,000 dth of natural gas. Texas Eastern states that the addition of the existing facilities would have no effect on its peak day or annual deliveries and would be accomplished without detriment or disadvantage to its other customers. Texas Eastern states that Libra would reimburse Texas Eastern for the cost of the facilities which is estimated to be \$78,000. Libra would install approximately 24,000 feet of 8-inch pipeline and two single 6-inch meter runs with regulators connecting to Texas Eastern's Line No. 16-L, it is indicated.

Comment date: February 16, 1993, in accordance with Standard Paragraph G at the end of this notice.

2. Southern Natural Gas Co.

[Docket No. CP93-000]

January 4, 1993.

Take notice that on December 23, 1992, Southern Natural Gas Company (Southern), filed in Docket No. CP93-134-000, an application pursuant to section 7(b) of the Natural Gas Act for permission and approval to abandon a sales service provided to Florida Gas Transmission Company (Florida), effective April 30, 1992, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Southern is requesting authorization to abandon firm sales service provided to Florida under Rate Schedule OGD-1, because Florida has already abandoned its purchase from Southern on April 30, 1992, pursuant to Order No. 490. As a result, Southern is requesting the retroactive effective date to coincide with the effective date of Florida's abandonment.

Southern states in its application that it has not sold gas to Florida since the April 30 date, the contract between the two parties has expired, and that no facilities are proposed to be abandoned with the request herein.

Comment date: January 25, 1992, in accordance with Standard Paragraph F at the end of this notice.

3. Colorado Interstate Gas Co.

[Docket No. CP93-120-000]

January 4, 1993

Take notice that on December 18, Colorado Interstate Gas Company (CIG) Post Office Box 1087, Colorado Springs, Colorado 80944, filed pursuant to section 7(c) of the Natural Gas Act (NGA), an application in Docket No. CP93-120-000 for a certificate of public convenience and necessity to construct and operate facilities necessary to increase the injection capability into the Fort Morgan Storage Field, all as more fully set forth in the application on file with the Commission and open to public inspection.

CNG indicates that the proposed new facilities are part of its restructuring proposal under Order Nos. 636 et seq. which was filed by CIG on October 1, 1992 in Docket No. RS92-4-000. CIG requests authority to: (1) Install approximately 5,800 feet of 8-inch and 6-inch pipeline and appurtenant facilities to connect six existing injection/withdrawal wells—FMU#17, FMU#19, FMU#20, FMU#21, FMU#23 and FMU#24—to the Fort Morgan high-

pressure gathering system; and (2) install approximately 2,200 additional horsepower consisting of two 1,100 horsepower compressor units, and approximately 1,000 feet of 12-inch yard piping and appurtenant facilities to be housed in a separate building, located approximately 200 feet east of the existing Fort Morgan compressor building within the existing yard.

CIG indicates that these facilities are required to increase the injection capability into the Fort Morgan Storage Field from approximately 60 MMcf per day to approximately 100 MMcf per day with actual injection capability dependent on system operating conditions. CIG states that it is not requesting authority to increase the peak day or seasonal deliverability.

CIG states that the estimated cost of the proposed facilities as set forth in Exhibit K is \$3,612,500 and the cost of service associated with the proposed facilities as included in Exhibit N. The cost of the proposed facilities will be financed from funds on hand and internally generated cash from operations.

Comment date: January 25, 1993, in accordance with Standard Paragraph F at the end of the notice.

4. Columbia Gas Transmission Corp.

[Docket No. CP93-89-000]

January 4, 1993

Take notice that on December 3, 1992, Columbia Gas Transmission Corporation (Columbia), 1700 MacCorkle Avenue, SE., Charleston, West Virginia 25314, filed in Docket No. CP93-89-000, as supplemented on December 14, 1992, a request pursuant to § 157.205 of the Commission's Regulations to construct and operate three points of delivery for interruptible and firm transportation service to Equitable Gas Company (Equitable) Butler, Allegheny and Beaver Counties, Pennsylvania under Columbia's blanket certificate issued in Docket No. CP83-76-000, pursuant to section 7 of the Natural Gas Act, all as more fully set forth in the request on file with the Commission and open to public inspection.

Columbia proposes to construct and operate (1) an 8-inch tap, 2 filter separators, 12'x16' building and an 8-inch turbine meter for the delivery of up to 10,000 dth per day of natural gas and 3,650,000 dth per year of natural gas, on an interruptible basis, to Equitable to serve Witco Chemical, an industrial customer in Butler County, Pennsylvania at an estimated cost of \$406,000 which would be reimbursed by Equitable; (2) a 6-inch tap, 2 filter separators, 12'x16' building and an 8-

inch turbine meter for the delivery of up to 10,000 dth per day of natural gas and 3,650,000 dth per year of natural gas, on a firm basis, to Equitable to serve Airport Corridor, a commercial customer in Allegheny County, Pennsylvania at an estimated cost of \$375,000 which would be reimbursed by Equitable and; (3) a 4-inch tap, 2 filter separators, 12' x 16' building and a 4-inch turbine meter for the delivery of up to 3,000 dth per day of natural gas and 1,095,000 dth per year of natural gas, on a firm basis, to Equitable to serve McAllister Crossroad, a commercial/industrial customer in Beaver County, Pennsylvania at an estimated cost of \$266,000 which would be reimbursed by Equitable. Columbia states that the three additional delivery points have been requested by Equitable for commercial and industrial service under Rate Schedule X-70 to be provided pursuant to Article IV of the Stipulation and Agreement In Settlement entered into by Kentucky West Virginia Gas Company and Columbia filed August 5, 1992, in Docket Nos. TQ89-1-46-000, et al.

Comment date: February 16, 1993, in accordance with Standard Paragraph F at the end of the notice.

5. Colorado Interstate Gas Co.

[Docket No. CP93-136-000]

January 4, 1993.

Take notice that on December 28, 1992, Colorado Interstate Gas Company (CIG), Post Office Box 1087, Colorado Springs, Colorado 80944, filed in Docket CP93-136-000 an application pursuant to section 7(b) of the Natural Gas Act for permission and approval to abandon the sale of natural gas to Questar Pipeline Company (Questar), a firm sales customer, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

CIG proposes to abandon the sale of 1,500 Mcf of natural gas per day to Questar and 547,000 Mcf on an annual basis, carried out under the terms of CIG's Rate Schedule P-1. CIG requests abandonment authorization in response to a request from Questar in a letter dated November 13, 1992. It is stated that CIG requests an effective date for the abandonment of October 1, 1992, to be concurrent with the termination of the service agreement between CIG and Questar. It is asserted that no other customers of CIG would be affected by the proposed abandonment.

No facilities are proposed to be abandoned.

Comment date: January 25, 1993, in accordance with Standard Paragraph F at the end of this notice.

6. Penn-York Energy Corp.

[Docket No. CP76-492-051]

January 4, 1993.

Take notice that on December 22, 1992, Penn-York Energy Corporation (Applicant), 10 Lafayette Square, Buffalo, New York 14203, filed in Docket No. CP76-492-051 pursuant to section 7(c) of the Natural Gas Act this Petition to Amend the "Order Approving Settlement Offer with modifications and Issuing Certificate" issued February 4, 1981.¹ Applicant herein requests authority to modify the authorized capacity of its three storage fields by 2.7 Bcf, all as more fully set forth on the request, on file with the Commission and open to public inspection.

Applicant seeks authority to increase the authorized base capacity of its three storage fields by an additional 2.7 Bcf. Specifically, Applicant seeks authority to increase the base gas capacity of its Beech Hill storage field by 2.2 Bcf to 13.1 Bcf.² Applicant also seeks authority to increase the base gas capacity of the East Independent Field by 300,000 Mcf and the West Independent Field by 200,000 Mcf.

In 1990, Applicant indicates that the pressure in its storage fields was continuing to decline. During the withdrawal cycle in 1990-91, Applicant's withdrawal from its storage fields was 11.14 Bcf. After injecting 5.7 Bcf of additional gas, Applicant states that the volume withdrawn increased to 12.23 Bcf during the 1991-92 withdrawal cycle. Based upon the improvement in withdrawal quantities, Applicant states that the reservoir is expanding. Thus, the Applicant indicates that the additional base gas is necessary to improve the deteriorating performance of Applicant's storage fields.

Applicant states that the additional 2.7 Bcf of base gas that was provided to Applicant by its customers through the operation of the storage loss allocation provision in Section 2.4 of the SS-1 and SS-2 Rate Schedule ("FLA") has already injected. Applicant also states that it does not request any change in rates or terms of service to Applicant's customers in this application. Applicant reiterates that it only seeks authority for the increase in base gas capacity by 2.7 Bcf.

¹ Penn-York Energy Corporation, 38 FERC ¶ 61,135 (1987).

² Inclusive of Applicant's Petition to Amend its Certificate of Public Convenience and Necessity to increase by 3 Bcf the base gas capacity of the Beech Hill Field proposed at Docket No. CP76-492-050.

Comment date: January 25, 1993, in accordance with the first Standard Paragraph F at the end of this notice.

7. Williston Basin Interstate Pipeline Co.

[Docket No. CP93-123-000]

January 6, 1993.

Take notice that on December 21, 1992, Williston Basin Interstate Pipeline Company, (Williston Basin), 200 North Third Street, Suite 300, Bismarck, North Dakota 58501, filed an application pursuant to section 7(b) of the Natural Gas Act for an order permitting the abandonment of certain transmission and gathering facilities located in Wyoming as well as the abandonment of certain jurisdictional services all as a result of the sale of property, as more fully set forth in the application which is on file with the Commission and open to public inspection.

Williston Basin will sell the facilities to K N Energy, Inc., Wind River Gathering Company, K N Gas Gathering, Inc., and Northern Gas Company. Williston Basin describes sales prices and accounting treatment in the application. The application affects services to the town of Pavillion, Wyoming and 13 farm customers in Fremont County, Wyoming.

Comment date: January 27, 1992, in accordance with Standard Paragraph F at the end of this notice.

8. Williston Basin Interstate Pipeline Co.

[Docket No. CP93-121-000]

January 6, 1993.

Take notice that on December 21, 1992, Williston Basin Interstate Pipeline Company (Williston Basin), 200 North Third Street, Suite 300, Bismarck, North Dakota 58501, filed in Docket No. CP93-121-000, an application for a Certificate of Public Convenience and Necessity pursuant to section 7(c) of the Natural Gas Act for authorization to uprate 59.8 miles of existing 12-inch natural gas transmission pipeline from its Worland Compression Station in Washakie County, Wyoming to the Madden/Wind River Junction in Fremont County, Wyoming by increasing its maximum allowable operating pressure (MAOP) from 850 psig to 1,017 psig and to modify the discharge piping and install an additional gas cooler at the Worland Compressor Station. Williston Basin states that it will also relocate the first stage regulators presently located at the Worland and Thermopolis town border stations to their respective lateral line interconnections with the uprated main transmission line. The estimated cost of the project is approximately \$577,638.

Uprating is required, according to Williston Basin, because of a proposed sale of facilities in the Wind River Basin area of Wyoming to K N Energy, Inc. proposed in the abandonment application of Williston Basin in Docket No. CP93-123-000.

Comment date: January 27, 1992, in accordance with Standard Paragraph F at the end of this notice.

9. U-T Offshore System

[Docket No. CP93-113-000]

January 6, 1993.

Take notice that on December 16, 1992, U-T Offshore System, (U-TOS) P.O. Box 1396, Houston, Texas 77251, filed in Docket No. CP93-113-000 an application pursuant to section 7(b) of the Natural Gas Act, as amended, and the Rules and Regulations of the Federal Energy Regulatory Commission (Commission), for an order permitting and approving abandonment of firm and associated interruptible overrun transportation services provided to Transcontinental Gas Pipe Line Corporation (Transco) under U-TOS' Rate Schedules T-2 and I, respectively, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Service for Transco was certified in Docket No. CP76-118 by order issued January 13, 1977. Texas Gas Transmission Corporation, et al. 57 FPC 199 (1977). Transco's currently effective contract demand under the T-2 Rate Schedule is 199,608 Mcf per day, and its overrun quantity under Rate Schedule I is 413,000 Mcf per day.

U-TOS states that it was notified by Transco by letter dated June 5, 1992 of Transco's intent to terminate the service agreement underlying the T-2 Rate Schedule at the end of the primary term thereof, i.e., on June 10, 1993. Accordingly, U-TOS requests an order permitting and approving abandonment of Rate Schedule T-2 and related Rate Schedule I (interruptible overrun) service effective on June 10, 1993.

U-TOS states that it does not propose to abandon any facilities in the instant application. U-TOS states that no service to any of its customers will be affected by the abandonment authorization requested herein.

Comment date: January 20, 1992, in accordance with Standard Paragraph F at the end of this notice.

10. High Island Offshore System

[Docket No. CP93-118-000]

January 6, 1993.

Take notice that on December 18, 1992, High Island Offshore System

(HIOS), 500 Renaissance Center, Detroit, Michigan 48243, filed an application pursuant to section (7)(b) of the Natural Gas Act, as amended, and the Rules and Regulations of the Federal Energy Regulatory Commission (Commission), for authorization to abandon transportation service (currently being rendered for Trunkline Gas Company (Trunkline)).

In its application, HIOS proposes to terminate its firm transportation service which HIOS is rendering in accordance with HIOS' Rate Schedule T-12, as well as associated Interruptible Overrun Transportation Service volumes rendered in accordance with HIOS' Rate Schedule I, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

HIOS proposes to terminate these services at the end of the primary term of Rate Schedule T-12, i.e., effective June 14, 1993, in accordance with the terms of such rate schedule and in accordance with timely notice given by Trunkline to HIOS.

HIOS states that it does not propose to abandon any facilities in the instant application. HIOS states that no service to any of its other customers will be affected by the abandonment authorization requested herein.

Comment date: January 20, 1993, in accordance with Standard Paragraph F at the end of the notice.

11. K N Energy, Inc.

[Docket No. CP93-125-000]

January 6, 1993.

Take notice that on December 21, 1992, K N Energy, Inc. (KN), P.O. Box 281304, Lakewood, Colorado 80228, filed an application pursuant to section 7(c) of the Natural Gas Act, as amended, and part 157 of the Commission's Regulations thereunder for a certificate of public convenience and necessity authorizing the acquisition from Williston Basin Interstate Pipeline Company (WBI) and the ownership and operation of certain pipeline and appurtenant facilities comprising Williston Basin's Madden Lateral in Fremont County, Wyoming. The facilities to be acquired consist of approximately 10.3 miles of 8-inch transmission pipeline, gathering facilities, a field dehydration unit, and appurtenant facilities, in Fremont County, Wyoming; all as more fully described in the application on file with the Commission. K N will pay WBI the net book value of \$400,535.07 for the facilities.

Comment date: January 27, 1993, in accordance with Standard Paragraph F at the end of this notice.

12. K N Energy, Inc.

[Docket No. CP93-137-000]

January 6, 1993.

Take notice that on December 30, 1992, K N Energy, Inc. (K N), P.O. Box 281304, Lakewood, Colorado, 80228, filed in Docket No. CP93-137-000 a request pursuant to § 157.205(b) 157.208 and 157.212 of the Commission's Regulations under the Natural Gas Act (18 CFR 157.205(b), 157.208 and 157.212) seeking certificate authority, under its blanket certificate issued in Docket Nos. CP83-140-000 and CP83-140-001 to jointly with Williston Basin Interstate Pipeline Company, install and own a new measuring station at the Northwest end of the Madden Lateral and to add such measuring station as a redelivery point under its Rate Schedule X-4, all as more fully set forth in the request on file with the Commission and open to public inspection. The facility will cost \$300,000.

Comment date: February 16, 1993, in accordance with Standard Paragraph G at the end of this notice.

13. Williston Basin Interstate Pipeline Company

[Docket No. CP93-122-000]

January 6, 1993.

Take notice that on December 21, 1992, Williston Basin Interstate Pipeline Company (Williston Basin), 200 North Third Street, Suite 300, Bismarck, North Dakota 58501, filed a request pursuant to §§ 157.205, 157.211 and 157.212 of the Commission's Regulations, for authorization to construct a new metering station and appurtenant facilities and to add such new metering station to the interruptible transportation service rendered to K N Energy, Inc. (K N) under Rate Schedule X-3 pursuant to the prior notice procedure under Williston Basin's blanket certificate issued in Docket Nos. CP82-487-000, *et al.* and CP83-1-000, all as more fully set forth in the request which is on file with the Commission and open to public inspection.

In conjunction with an application filed the same date to abandon certain facilities by sale, Williston Basin seeks authorization to construct and operate a new metering station and a receipt/delivery point to the interruptible transportation service provided to K N under Rate Schedule X-3. The proposed metering station receipt/delivery point will be located in the vicinity of the existing interconnection of the 8-inch Madden (Lost Cabin) pipeline to the 12-inch Riverton-Worland line on existing pipeline right-of-way.

Williston Basin states that the facilities to be constructed will consist

of two 8-inch bi-directional flow orifice-type gas custody transfer meters, miscellaneous regulators, gauges and valves, a fence, one meter building, and one building containing instruments and SCADA telemetering equipment. The total cost of the proposed facilities is estimated to be \$300,000. The cost of the proposed facilities is to be shared by Williston Basin, Wind River Gathering Company and K N. Williston Basin further states that the installation of the proposed facilities should have no significant effect on its peak day or annual requirements.

Comment date: February 16, 1993, in accordance with Standard Paragraph G at the end of this notice.

Standard Paragraphs

F. Any person desiring to be heard or make any protest with reference to said file with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission or its designee on this filing if no motion to intervene is filed within the time required herein, if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for the applicant to appear or be represented at the hearing.

G. Any person or the Commission's staff may, within 45 days after the issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention and pursuant to § 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) a

protest to the request. If no protest is filed within the time allowed therefore, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to section 7 of the Natural Gas Act.

Lois D. Cashell,

Secretary.

[FR Doc. 93-703 Filed 1-12-93; 8:45 am]

[BILLING CODE 6717-01-M]

[Docket No. CP93-124-000]

ANR Pipeline Co.; Request Under Blanket Authorization

December 31, 1992.

Take notice that on December 21, 1992, ANR Pipeline Company (ANR), 500 Renaissance Center, Detroit, Michigan 48243, filed in Docket No. CP93-124-000 a request pursuant to §§ 157.205 and 157.211 of the Commission's Regulations for authorization to operate under the provisions of the Natural Gas Act (NGA) certain facilities that have been constructed pursuant to section 311 of the Natural Gas Policy Act of 1978, all as more fully set forth in the request which is on file with the Commission and open to public inspection.

ANR proposes an extension of the temporary exemption granted by the Commission to permit ANR to continue to use the uncertificated section 311 facilities which are the subject of this application to provide converted transportation services pending certification of the facilities.

Any person or the Commission's staff may, within 45 days after issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention and pursuant to § 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) a protest to the request. If no protest is filed within the time allowed therefor, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for

authorization pursuant to section 7 of the Natural Gas Act.

Lois D. Cashell,

Secretary.

[FR Doc. 93-704 Filed 1-12-93; 8:45 am]

[BILLING CODE 6717-01-M]

Office of Hearing and Appeals

Cases Filed During the Week of December 18 through December 25, 1992

During the Week of December 18 through December 25, 1992, other relief listed in the appendix to this Notice were filed with the Office of Hearings and Appeals of the Department of Energy.

Under DOE procedural regulations, 10 CFR part 205, any person who will be aggrieved by the DOE action sought in these cases may file written comments on the application within ten days of service of notice, as prescribed in the procedural regulations. For purposes of the regulations, the date of service of notice is deemed to be the date of publication of this Notice or the date of receipt by an aggrieved person of actual notice, whichever occurs first. All such comments shall be filed with the Office of Hearings and Appeals, Department of Energy, Washington, DC 20585.

Dated: January 6, 1993.

George B. Breznay,

Director, Office of Hearings and Appeals.

REFUND APPLICATIONS RECEIVED

[Week of December 18 to December 25, 1992]

Date received	Name of refund proceeding/name of refund application	Case No.
12/18/92 thru 12/25/92.	Texaco Oil Refund applications received.	RF321-19529 thru RF321-19538.
12/18/92 thru 12/25/92.	Gulf Oil Refund applications received.	RF300-20778 thru RF300-20803.
12/18/92 thru 12/25/92.	Atlantic Richfield applications received.	RF304-13463 thru RF304-13483.
12/18/92 thru 12/25/92.	Crude Oil Refund applications received.	RF272-94012 thru RF272-94021.
12/21/92	Armstrong and Troutwine, Inc.	RF309-1426.
12/21/92	The City of Los Angeles, CA.	RF347-3.
12/23/92	Lawtell Highway Canal.	RF346-16.
12/23/92	St. Martinville Canal	RF346-17.

[FR Doc. 93-766 Filed 1-12-93; 8:45 am]

[BILLING CODE 6450-01-M]

ENVIRONMENTAL PROTECTION AGENCY

[AD-FRL-4554-4]

Hazardous Air Pollutants List

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of Denial.

SUMMARY: Under section 112(b)(3)(A) of the Clean Air Act (CAA) as amended in 1990, any person may petition the Administrator to modify the initial list of hazardous air pollutants (HAPs) in CAA section 112(b)(1) by adding or deleting a particular chemical substance, or by removing specific substances from listed categories other than coke oven emissions, mineral fibers, or polycyclic organic matter. In this notice, the U.S. Environmental Protection Agency (EPA) announces that it is denying a petition to remove five specific substances [diethylene glycol monobutyl ether (112-34-5), diethylene glycol monobutyl ether acetate (124-17-4), triethylene glycol monomethyl ether (112-35-6), triethylene glycol monoethyl ether (112-50-5), and triethylene glycol monobutyl ether (143-22-6)] from the category of glycol ethers as listed in CAA section 112(b)(1).

FOR FURTHER INFORMATION CONTACT: Dr. Nancy B. Pate, Petition Coordinator, Emission Standards Division (MD-13), Office of Air Quality Planning and Standards, U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711; (919) 541-5347.

SUPPLEMENTARY INFORMATION: On October 16, 1991, EPA received a petition from the Chemical Manufacturers Association (CMA) to remove diethylene glycol monobutyl ether (112-34-5), diethylene glycol monobutyl ether acetate (124-17-4), triethylene glycol monomethyl ether (112-35-6), triethylene glycol monoethyl ether (112-50-5), and triethylene glycol monobutyl ether (143-22-6) from the category of glycol ethers listed as a Hazardous Air Pollutant (HAP) in section 112(b)(1). The EPA is denying the petition because the petitioner did not provide sufficient data or analysis to enable the EPA to determine whether emissions of these substances could be reasonably anticipated to cause adverse effects to human health or the environment. In particular, the petition contained insufficient information concerning the actual or estimated exposures which would result from emissions from manufacture and use of these specific